



01-28-04

3738  
CPA

PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/448,692	
	Filing Date	November 24, 1999	
	First Named Inventor	Arthur Ashman	
	Art Unit	3738	
	Examiner Name	D. Isabella	
Total Number of Pages in This Submission	1	Attorney Docket Number	01527/000E847-USO

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Preliminary Amendment <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Declaration of Arthur Ashman
Remarks		<b>RECEIVED</b> FEB 04 2004 TECHNOLOGY CENTER 83700

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	DARBY & DARBY P.C. Kevin L. Reiner - 43,040
Signature	
Date	January 26, 2004

Express Mail Label No.

Dated: \_\_\_\_\_



## AMENDMENT TRANSMITTAL LETTER

Docket No.  
01527/000E847-US0Application No.  
09/448,692Filing Date  
November 24, 1999Examiner  
D. IsabellaArt Unit  
3738

Applicant(s): Arthur Ashman

Invention: SOFT TISSUE SUBSTITUTE AND METHOD OF SOFT TISSUE REFORMATION

## TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	40	- 20 =	20	x 9.00	180.00
Independent Claims	4	- 3 =	1	x 43.00	43.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					223.00

☐ Large Entity☒ Small Entity☐ No additional fee is required for this amendment.☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_

A duplicate copy of this sheet is enclosed.

☒ Amount of \$ 223.00 to cover the fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☒ The Director is hereby authorized to charge and credit Deposit Account No. 04-0100 as described below. A duplicate copy of this sheet is enclosed.☒ Credit any overpayment.☒ Charge any deficiency in fees or additional fees.Kevin L. Reiner  
Attorney Reg. No.: 43,040

Dated: January 26, 2004

DARBY & DARBY P.C.  
P.O. Box 5257  
New York, New York 10150-5257  
(212) 527-7717

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**JAN 26 2004**

PTO/SB/17 (10-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# FREE TRANSMITTAL

## for FY 2004

*Effective 10/01/2003. Patent fees are subject to annual revision.*

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	(\$)	883.00
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**Complete if Known**

Application Number	09/448,692
Filing Date	November 24, 1999
First Named Inventor	Arthur Ashman
Examiner Name	D. Isabella
Art Unit	3738
Attorney Docket No.	01527/000E847-US0

**METHOD OF PAYMENT** *(check all that apply)*

<input checked="" type="checkbox"/>	Check	<input type="checkbox"/>	Credit Card	<input type="checkbox"/>	Money Order	<input type="checkbox"/>	Other	<input type="checkbox"/>	None
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☐ Deposit Account:

Deposit  
Account  
Number

04-0100

Deposit  
Account  
Name

Darby & Darby P.C.

The Director is authorized to: (check all that apply)

<input type="checkbox"/>	Charge fee(s) indicated below	<input checked="" type="checkbox"/>	Credit any overpayments
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☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

### FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee	Fee	Fee	Fee		
Code	(\$)	Code	(\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

<b>SUBTOTAL (1)</b>	<b>(\$)</b>	<b>0.00</b>
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## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

			Extra Claims		Fee from below		Fee Paid
Total Claims	40	-20** =	20	x	9	=	180.00
Independent Claims	4	-3** =	1	x	43	=	43.00
Multiple Dependent						=	223.00

Large Entity		Small Entity		
Fee Code	Fee (\$)	Fee Code	Fee (\$)	<u>Fee Description</u>
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)	(\$)	223.00
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\*\* or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)**

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge – late filing fee or oath	65.00
1052	50	2052	25	Surcharge – late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	210.00
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive – unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)		2006		Basic Filing fee - Utility (CPA)	385.00
*Reduced by Basic Filing Fee Paid				<b>SUBTOTAL (3)</b>	<b>(\$)</b> 660.00

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)	(\$)	660.00
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## SUBMITTED BY

(Complete (if applicable))

Name (Print/Type)	Kevin L. Reiner
-------------------	-----------------

Registration No.  
(Attorney/Agent)

43.040

Telephone (212) 527-7641

**Signature**

Date \_\_\_\_\_

January 26, 2004

{W:\01527\000E847000\00123561.DOC }

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Dated: \_\_\_\_\_

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TECHNOLOGY CENTER R3700



Application No. (if known): 09/448,692

Attorney Docket No.: 01527/000E847-US0

## Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. \_\_\_\_\_ in an envelope addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

EL 994069790 - US

on January 26, 2004  
Date

*B.W. Lee*

Signature

*B.W. LEE*

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Transmittal (1 page)  
Fee Transmittal (1 page)  
Petition for Extension of Time (1 page)  
Amendment Transmittal (1 page)  
Second Preliminary Amendment (14 pages)  
Declaration of Arthur Ashman (5 pages)  
Response to Notice to File Missing Parts (2 pages)  
A copy of the Notice to File Missing Parts (1 page)  
Information Disclosure Statement (2 pages)  
SB/08 Form (1 page)  
1 Cited Reference  
Check in the amount of \$883.00 ck# 3986  
Certificate of Express Mail  
Return Postcard